

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

OCTAVIO RODRIGUEZ CIRA and :  
FABIOLA MERLOS MARTINEZ, :  
as Surviving Parents of :  
FERNANDO OCTAVIO RODRIGUEZ, :  
Deceased, and : CIVIL ACTION  
OCTAVIO RODRIGUEZ as : NO: 1:21-CV-01999-TCB  
Administrator of the Estate of :  
FERNANDO OCTAVIO RODRIGUEZ, :  
: JURY TRIAL DEMANDED  
PLAINTIFFS, :  
:  
:  
v. :  
:  
:  
CITY OF HAMPTON; :  
COUNTY OF HENRY; :  
OFFICER GREGORY R. BOWLDEN, :  
In His Individual and Official Capacity; :  
OFFICER MASON C. LEWIS, In His :  
Individual and Official Capacity; :  
OFFICER MARCUS J. STROUD, In :  
His individual and Official Capacity; :  
OFFICER ROBERT P. BUTERA, In :  
His Individual Capacity; and :  
OFFICER QUINTON C. PHILLIPS, :  
In His Individual Capacity, :  
:  
DEFENDANTS. :

**PLAINTIFFS' NOTICE OF DISMISSAL WITH PREJUDICE AS TO THE**  
**CITY OF HAMPTON, OFFICER GREGORY R. BOWLDEN, OFFICER**  
**MASON C. LEWIS, AND OFFICER MARCUS J. STROUD**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiffs **OCTAVIO RODRIGUEZ CIRA, FABIOLA MERLOS MARTINEZ, and OCTAVIO RODRIGUEZ**, as Administrator of the Estate of FERNANDO OCTAVIO RODRIGUEZ, hereby dismiss with prejudice Defendants **CITY OF HAMPTON, OFFICER GREGORY BOWLDEN** in his individual and official capacity, **OFFICER MASON C. LEWIS** in his individual and official capacity, and **OFFICER MARCUS J. STROUD** in his individual and official capacity (collectively “the City Defendants”). Plaintiffs and the City Defendants have agreed to bear their own costs and attorney fees associated with this action as to the City Defendants.

Plaintiffs maintain their action against **COUNTY OF HENRY, OFFICER ROBERT P. BUTERA and OFFICER QUINTON C. PHILLIPS**.

This 19th day of July, 2021.

Pate, Johnson & Church, LLC  
101 Marietta Street, Suite 3300  
Atlanta, Georgia 30303  
(404) 223-3310  
Atlanta, Georgia 30303

PATE, JOHNSON & CHURCH, LLC

/s/ Jess B. Johnson  
Page A. Pate  
Georgia Bar No.: 565899

Jess B. Johnson  
Georgia Bar No.: 322066

### **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a copy of the within and foregoing **Notice of Dismissal** upon all parties to this matter by filing said document with the CM/ECF system which will automatically send electronic notification to the following:

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This 19th day of July, 2021.

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### **CERTIFICATION OF FONT**

This certifies that pursuant to LR 5.1, N.D.GA., the above and foregoing has been prepared using Times New Roman font, 14 point.

This 19th day of July, 2021.

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